### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Group Art Unit: 3634

Sheldon PLUTSKY

Examiner: J. Novosad

Serial No.

not yet assigned

Filed:

Concurrently herewith

For:

DISPLAY RACK WITH

SLIDABLE MEMBER

# INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

The Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to applicant in order to comply with applicant's duty of disclosure pursuant to 37 CFR 1.56. Copies of the listed documents are being submitted to comply with the provisions of 37 CFR 1.97-1.98.

The submission of any document herewith, is not intended as an admission that such document constitutes prior art against the claims of the present application. Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a <u>prima facie</u> prior art reference against the claims of the present application.

LADOCS\2710658 1

Serial No. Not yet assigned Page -2-

Applicant respectfully requests that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP Sec. 609.

Respectfully submitted,

9/7/6( Date

BRENNANC. SWAIN

Reg No. 43,175

JEFFER, MANGELS, BUTLER & MARMARO LLP

Tenth Floor 2121 Avenue of the Stars Los Angeles, CA 90067

Tel: (310) 203-8080

ORM PTO 1449 (mo	dified)		ATTY DOCKET NO.: 5721	0-5018 S	SERIAL NO.			
U.S. DEPART	MENT OF COMME TRADEMARK OFF		APPLICANT: Sheldon Plutsky					
LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)			FILING DATE: August 7, 2	GROUP: 3634	GROUP: 3634			
Date Submitted to PTG	D: August 7, 2001		U.S. PATENT DOCUMEN	TS				
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPLICABLE		
	518,573	4/1894	Parker			09/1920 04/1925		
	1,416,969	5/1922	O'Connor					
	1,660,823	2/1928	Thometz					
	2,912,151	11/1959	Crabs 224		50	03/1957		
	3,171,542	3/1965	Jacobs, et al	211	43	02/1963		
	3,173,708	3/1965	Machielse, et al 280		179	05/1963		
	3,780,873	12/1973	Silva	211	49	01/1973		
	4,023,682	5/1977	Niece	211	184	11/1975		
	5,082,125	1/1992	Ninni .	211	184	03/1991		
	5,257,702	11/1993	Grafstein	211	106	07/1992		
	5,411,146	5/1995	Jarecki, et al	211	59	06/1992		
	5,415,297	5/1995	Klein, et al.	211	40	10/1993 03/1993		
	5,505,315	4/1996	Carroll	211	59.2			
	4,606,464	8/1986	Jordan, et al.	211	184	01/1985		
	5,114,021	5/1992	Frederickson	211	54.1	06/1989		
	5,664,690	9/1997	Friesen	248	220.41	08/1994		
	5,671,851	9/1997	Johnson, et al.	211	51	05/1996		
	5,855,282	1/1999	Hardy	. 211	59.1	04/1997		
	6,003,685	12/1999	Malin	211	59.1	11/1998		
	6,158,598	12/2000	Josefsson	211	54.1	06/1997		
		]	FOREIGN PATENT DOCUME	ENTS				
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	S SUBCLASS	TRANSLATION YES NO		
	OTHER	DOCUMENT	F(S) (Including Author, Title, D	Date, Pertinent P	ages, Etc.)			
XAMINER		1	DATE CON	NSIDERED				

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

	<del></del>	= . ===							
Sheet 2 of 2									
FORM PTO 1449 (m	odified)	ATTY DOCKET NO.: 57210-5018			SERIAL NO.				
	TMENT OF COMMER D TRADEMARK OFF	APPLICANT: Sheldon Plutsky							
LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)			FILING DATE: August 7, 2001				GROUP: 3634		
Date Submitted to PT	O: August 7, 2001	U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NA	ME	CLASS		SUBCLASS	FILING DATE IF APPLICABLE	
	5,485,929	1/1996	Danon		211		57.1	10/1994	
	5,222,608	6/1993	Eklof, et al.		211		54.1	06/1992	
	4,762,299	8/1988	Langelier		248		220.4	06/1987	
	3,638,801	2/1972	Larson		211	57.1 57.1		04/1969	
	5,088,606	2/1992	Boas		211				
-	4,813,535	3/1989	Radocha, et al.		248		220.4	09/1987	
	3,534,864	10/1970	Larson		211		57.1	09/1968	
	4,066,169	1/1978	Hochman		211		57.1	08/1976	
	4,289,242	9/1981	Кепуоп		211		59.1	08/1979	
	4,474,300	10/1984	Entis		211	11 57.1		09/1982	
	4,600,110	7/1986	Timor		211	184		06/1984	
	4,821,894	4/1989	Dechirot		211		59.3	01/1987	
	5,082,125	1/1992	Ninni		211		184	03/1991	
								3	
	- 1								
					٠				
		I	OREIGN PATEN	T DOCUMENT:	S				
	DOCUMENT NUMBER	DATE	COUN	ITRY .	CLA	SS	SUBCLASS	TRANSI YES	LATION NO
	OTHER I	DOCUMENT	(S) (Including Au	thor, Title, Date,	Pertinent	Pages, E	lc.)		
					-				
EXAMINER			·	DATE CONSIL	ERED				

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609, Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Sheldon PLUTSKY

Serial No.

Not yet assigned

Filed:

Concurrently herewith

For:

DISPLAY RACK WITH SLIDABLE MEMBER

Group Art Unit: Not yet assigned

Examiner: Not yet assigned

by Michelle Parel

#### **CERTIFICATE OF MAILING**

I hereby certify that this documents, and the identified enclosures and fee as described are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450 on June 22003, Express Mail Apel No. EV174744485US

## <u>INFORMATION DISCLOSURE STATEMENT</u> <u>UNDER 37 CFR 1.97</u>

Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to applicant in order to comply with applicant's duty of disclosure pursuant to 37 CFR 1.56. Copies of the listed documents are being submitted to comply with the provisions of 37 CFR 1.97-1.98.

The submission of any document herewith, is not intended as an admission that such document constitutes prior art against the claims of the present application. Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as

Serial No. Not yet assigned Page -2-

a competent reference any document which is determined to be a <u>prima facie</u> prior art reference against the claims of the present application.

Applicant respectfully requests that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP Sec. 609.

Respectfully submitted,

June 27, 2003

Date

GEORGE G. C. TSENG

Reg. No. 41,355

JEFFER, MANGELS, BUTLER & MARMARO LLP Seventh Floor 1900 Avenue of the Stars Los Angeles, CA 90067

Tel: (310) 203-8080

Sheet 1 of 2									
FORM PTO 1449 (modified)			ATTY DOCKET NO.: 57210-5023		SERIAL NO. Not yet assigned				
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE			APPLICANT: Sheldon Plutsky						
LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)			FILING DATE: Filed herewith	GROUP: Not	GROUP: Not yet assigned				
Date Submitted to PTO: June 27, 2003			U.S. PATENT DOCUMENTS						
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPLICABLE			
	518,573	4/1894	Parker			11/1893			
	1,416,969	5/1922	O'Connor			09/1920			
	1,660,823	2/1928	Thometz			04/1925			
	2,912,151	11/1959	Crabs	224	50	03/1957			
	3,171,542	3/1965	Jacobs, et al	211	43	02/1963			
3,173,708		3/1965	Machielse, et al 280		179	05/1963			
	3,534,864	10/1970	Larson 211 Larson 211		57.1	09/1968			
	3,638,801	2/1972			57.1				
	3,780,873	12/1973	Silva 211		49	01/1973			
	4,023,682	5/1977	Niece 211		184	11/1975			
	4,066,169	1/1978	Hochman	211	57.1	08/1976			
	4,289,242	9/1981	Kenyon	211	59.1	08/1979			
	4,474,300	10/1984	Entis	211	57.1	09/1982			
	4,600,110	7/1986	Timor	211	184	06/1984			
	4,606,464	8/1986	Jordan, et al.	211	184	01/1985			
	4,762,299	8/1988	Langelier	248	220.4	06/1987			
	4,813,535	3/1989	Radocha, et al.	248	220.4	09/1987			
	4,821,894		Dechirot 2		59.3	01/1987			
	5,082,125	1/1992	Ninni	211	184	03/1991			
	5,088,606 2/1992		Boas 211		57.1	11/1989			
		I	FOREIGN PATENT DOCUMENT	S		,			
	DOCUMENT NUMBER	DATE	COUNTRY	CLAS	S SUBCLASS	TRANSLATION YES NO			
	OTITO		C(S) (Including Austra, Tista D.)	Dantin 4 D	Eta)	L.,			
	OTHER	JOCUMEN I	(S) (Including Author, Title, Date,	Pertinent P	ages, Etc.)				
EXAMINER			DATE CONSIL	DERED					

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Sheet 2 of 2			·							
FORM PTO 1449 (modified)			ATTY DOCKET NO.: 57210-5023 S		SERIAL NO. Not yet assigned					
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE			APPLICANT: Sheldon Plutsky							
LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)			FILING DATE : Filed herewith				GROUP: Not yet assigned			
Date Submitted to	PTO:	June <u>27</u> , 2003	U.S. PATENT	U.S. PATENT DOCUMENTS						
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NA	NAME CLASS		SUBCLASS	FILING DAT APPLICABL		
		5,114,021	5/1992	Frederickson		211		54.1	06/1989	
		5,222,608	6/1993	Eklof, et al.		211		54.1	06/1992	
		5,257,702	11/1993	Grafstein	·	211		106	07/1992	
		5,411,146	5/1995	Jarecki, et al		211		59	06/1992	
		5,415,297	5/1995	Klein, et al.		211		40	10/1993	
		5,485,929	1/1996	Danon		211		57.1	10/1994	
		5,505,315	4/1996	Carroll		211		59.2	03/1993	
		5,664,690	9/1997	Friesen		248		220.41	08/1994	
		5,671,851	9/1997	Johnson, et al.		211		51	05/1996	
		5,855,282	1/1999	Hardy		211		59.1	04/1997	
		6,003,685	12/1999	Malin	211			59.1	11/1998	
		6,158,598	12/2000	Josefsson	Josefsson 211			54.1	06/1997	
		<u> </u>	F	OREIGN PATEN	T DOCUMENTS	 S				
		DOCUMENT NUMBER	DATE	COUNTRY		CLASS		SUBCLASS	TRANSLATION YES NO	
	OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)									
EXAMINER			DATE CONSIDERED							

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.